

1745
QA

OST- 95-206-8

034/001

DEPARTMENT OF TRANSPORTATION

95 MAR 14 PM 1:44

DOCKET SECTION

BEFORE THE
U.S. DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

U.S. TORONTO SERVICE PROCEEDING

:
:
: Docket 50168

RESPONSE OF
THE GEORGIA & ATLANTA PARTIES
TO INSTITUTING ORDER

Communications with respect to this document should be
addressed to:

Miguel Southwell
Acting Manager of Marketing
Airport General Manager's Office
HARTSFIELD ATLANTA INT'L AIRPORT
Atlanta, Georgia 30320
Telephone: (404) 530-6834
FAX: (404) 530-6803

Jeffrey A. Rader
Manager - Transportation Programs
ATLANTA CHAMBER OF COMMERCE
235 International Blvd. NW
Atlanta, Georgia 30303
Telephone: (404) 586-8467
FAX: (404) 586-8464

Bill Alberger
STOEL RIVES BOLEY JONES & GREY
1275 K Street, N.W.
Suite 1100
Washington, D.C. 20005
Telephone: (202) 408-2100
FAX: (202) 347-7750

Attorneys for
THE GEORGIA & ATLANTA PARTIES

March 14, 1995

BEFORE THE
U.S. DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

U.S. TORONTO SERVICE PROCEEDING

:
: Docket 50168
:

RESPONSE OF
THE GEORGIA & ATLANTA PARTIES
TO INSTITUTING ORDER

On behalf of the Georgia & Atlanta Parties, which includes the State of Georgia, the City of Atlanta, the Hartsfield Atlanta International Airport and the Atlanta Chamber of Commerce, we respond to the Order instituting the U.S.-Toronto Service Proceeding. The Georgia & Atlanta Parties were active participants in the U.S.-Toronto Exemption Proceeding, Docket 50049, filing Direct and Rebuttal Exhibits in support of the Delta Air Lines, Inc. ("Delta") application for *pendente lite* exemption authority to serve Atlanta-Toronto.

In the Instituting Order, the Department of Transportation ("D.O.T." or "Department") notes that "certificate applications to serve Toronto were received from Continental, Delta, Flagship Airlines d/b/a/ American Eagle ("Flagship"), Northwest, TWA and USAir, Inc. ("USAir")." The Flagship application is for second year authority, and has been dismissed by the D.O.T. Order, leaving the same five applications as were considered in the Exemption Proceeding.

Direct Exhibits are due today, March 14, 1995. You have noted in the Instituting Order that carriers with applications

already on file in either the referenced certificate application dockets or in the *pendente lite* exemption application dockets that contain the required information need not submit additional information, unless they wish to supplement or amend their requests as a result of changed circumstances. While the Instituting Order and Evidence Request makes no requests at all of civic parties, unlike most such Evidence Requests, we believe our Direct Exhibits, submitted in the Exemption Proceeding, are responsive and complete in meeting the usual D.O.T. requests for information about the strong relationships between Atlanta and Toronto. Rather than resubmit that information, we request by this Response that our Direct Exhibits in the Exemption Proceeding be considered our Direct Exhibits in this Proceeding. Because the Applicants are the same, we believe all have already been served with our Exhibits, and we are merely providing the service list with a copy of this Response. Anyone needing copies of our Exhibits may contact the undersigned.

Respectfully submitted,



Bill Alberger
Stoel Rives Boley Jones & Grey
1275 K Street, N.W.
Suite 1100
Washington, D.C. 20005
(202) 408-2100

Attorneys for
THE GEORGIA & ATLANTA PARTIES

Dated: March 14, 1995

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Response was mailed postage prepaid this 14th day of March 1995, to all parties named on the attached service list.


Bill Alberger

TORONTO SERVICE LIST

Carl B. Nelson, Jr.
Associate General Counsel
American Airlines, Inc.
1101 17th Street, NW Ste 600
Washington, D.C. 20036

Richard J. Fahy, Jr. Esq.
Consulting Attorney
Trans World Airlines
1800 Diagonal Rd. #600
Alexandria, VA 22314

Richard Mathias
Zuckert, Scoutt & Rasenberger
888 17th Street, NW
Washington, D.C. 20006

R. Bruce Keiner
Crowell & Moring
1001 Pennsylvania Ave. NW
10th Floor North
Washington, D.C. 20004

Stephen H. Lachter
2300 N Street, NW Ste 725
Washington, D.C. 20037

Frank J. Cotter, Esq.
USAir, Inc.
2345 Crystal Drive
Arlington, VA 22227

Megan Rae Poldy
Northwest Airlines
901 15th St. NW Ste 500
Washington, DC 20005

Dean Hill
The Campbell Aviation Group
700 N. Fairfax Street Ste 502
Alexandria, VA 22314

Bradford Bates
Midwest Express Airlines
700 11th St. NW Ste 660
Washington, DC 20001

Robert E. Cohn
Shaw, Pittman, Potts
& Trowbridge
2300 N Street, NW 5th Floor
Washington, DC 20037

Mayor Sharpe James
Mayor of the City of Newark
920 Broad Street
Newark, NJ 07102

Gualberto Medina
Commissioner
New Jersey Department of
Commerce & Economic Develop.
20 W. State Street
Trenton, NJ 08625

Samuel Crane, President
Regional Business Partnership
Metro Newark
Chamber of Commerce
One Newark Center
Newark, NJ 07102

Timothy R. Sheehy
President
Metropolitan Milwaukee
Assn. of Commerce
756 No. Milwaukee St.
Milwaukee, WI 53202

John J. Corbett
Rise J. Peters
Spiegel & McDiarmid
1350 New York Ave. NW
Suite 1100
Washington, DC 20005

C. Barry Bateman
Airport Director
General Mitchell Int'l A/P
5300 So. Howell Ave.
Milwaukee, WI 53207-6189

Herbert C. Higginbotham
Director, Dept. of Aviation
Pittsburgh Int'l A/P
Landside Terminal, Ste. 4000
P.O. Box 12370
Pittsburgh, PA 15231-0370

W. Paul Zampol
General Attorney
Delta Air Lines, Inc.
Law Dept. #987
1030 Delta Boulevard
Atlanta, GA 30320

D. Scott Yohe
Vice President
Government Affairs
Delta Air Lines, Inc.
1629 K Street, NW
Washington, DC 20006

Toronto Service List
Page two

Mayor Freeman Bosley, Jr.
City of St. Louis
Room 200, City Hall
St. Louis, MO 63103

Col. Leonard L. Griggs, Jr.
Director of Airports
Lambert-St. Louis Int'l A/P
P.O. Box 10212
St. Louis, MO 63145

Richard P. Taylor
Steptoe & Johnson
1330 Connecticut Ave. NW
Washington, DC 20036

Larry D. Cox
President
Memphis-Shelby County
Airport Authority
2491 Winchester Road
Memphis, Tenn. 38116

Jon F. Ash
Managing Director
Global Aviation Assoc. Ltd.
1800 K Street, NW
Suite 1104
Washington, D.C. 20006

Jeffrey N. Shane
Wilmer, Cutler & Pickering
2445 M Street, NW
Washington, DC 20037